HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1903 of 2007

Dated:0602.2007

Between:

Divela Kistaiah and others.

...Petitioners.

and

The Junior Engineer and others.

...Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1903 of 2007

ORDER:

The petitioners claim to be the owners of small extents of agricultural lands in Venkatreddy pallem, Vogili Mandal, Nalgonda District. According to them, they are irrigating the lands by drawing water from Vijaya Nelloru Cheruvu, for the last more than three decades. It is also stated that they are recognised as members of the Water Users' Association. The grievance of the petitioners is that the respondents have stopped the irrigation to the lands, at a time when the crop is about to be harvested. They seek appropriate directions in this regard.

Heard the learned counsel for the petitioner. The learned Government Pleader for Irrigation, on instructions, submits that the lands held by the petitioners are not part of recognised ayacut, and on account of paucity of water, the respondents are regulating the water supply to the registered ayacut.

The record placed before this Court does not disclose that the lands held by the petitioners are part of the ayacut. The fact, however, remains that they have raised

the crop by drawing water from the said irrigation source. The stoppage of water at this stage would result in withering away the crop. If there is any feasibility for rescuing the crop, duly protecting the interests of recognised ayacutdars, the

1st respondent may consider the same. This Court is of the view that the supply of water for one irrigation at this stage would not result any serious detriment to the owners of the lands of registered ayacutdars.

For the foregoing reasons, the writ petition is disposed of, directing the 1st respondent to ensure that the crops of the petitioners are provided with one irrigation in the current season, forthwith. There shall be no order as to costs.

Dt.06.02.2007

L.NARASIMHA REDDY, J

GJ